IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.19710 of 2008
SUNIL KUMAR PATHAK
Versus
STATE OF BIHAR
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3. 01.07.2008 Heard counsel for the petitioner and the state.

The offence alleged is under Sections 420/406 of the IPC and Section 138 of Negotiable Instrument Act.

Counsel for the petitioner submits that in the complaint petition itself, it is mentioned that the complainant and the petitioner are partners. Any dispute regarding non-payment of amount is completely civil in nature and it can be resolved in between the petitioner and the complainant. No criminal liability or offence is made out as no cheque was issued by the petitioner in the name of Lallan Jee Pandey.

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Considering the fact, prayer for anticipatory bail on behalf of the petitioner, Sunil Kumar Pathak is allowed. In the event of his arrest of surrender within four weeks from today in the court below, he will be released on bail on furnishing bail bond of Rs 10,000/- (ten thousand) with two sureties of the like amount each in connection with Tr. No. 1428/08 arising out of Complaint Case No. 48/07 to the satisfaction of Sri S.B.M. Tripathi, J.M. Bhabua.

AKV/ **(Mridula Mishra,J.)**